

IN RE: Application of Madera Utilities, Inc. for) ORDER PROVIDING
Approval of an Increase in its Sewer Rates) FOR EXTENSION OF
and Charges.) FILING SCHEDULE

By vote of the Commission on June 8, 2004, the Commission hereby Orders in accordance with S.C. Code Ann. Section 58-5-240(D) that the due date for the issuance of a Final Order in this matter is extended for a period of five (5) days to June 16, 2004.

FINDINGS OF FACT

1. The Final Order in this case, under the current Scheduling Order and in accordance with S.C. Code Ann. Section 58-5-240(C), is due on June 11, 2004.
2. The hearing in this matter occurred on May 13, 2004, but a final vote of the Commission on the Application did not occur until Tuesday, June 8, 2004, and the

Commission Directive to the Commission's Advisory Staff to prepare the Order in this matter was received on or about Wednesday, June 9, 2004.

3. The Executive Assistant to the Commission, the Commission's Legal Advisor in this case, as well as the Technical Advisor were both absent from the office for extended periods in the week of June 7, 2004, due to prior commitments during that week and were thus unable to work on the preparation of the written Final Order in this matter on June 9, 10, and 11.

4. We find that based upon the above stated facts which were beyond the control of the Commission or its Advisory Staff, that the due date for the issuance of a Final Order in this case must be extended for a period of five (5) days in order to ensure that the Commission issue a full and adequate Final Order in this case.

Based upon the above Findings of Fact, the Commission concludes as follows:

CONCLUSIONS

1. We conclude that under the authority of S.C. Code Ann. Section 58-5-240(D) that this Commission may, by order, extend the six month period prescribed by S.C. Code Ann. Section 58-5-240(C) for a period of five (5) days when the Commission determines that it cannot "due to circumstances beyond its control" issue such an order within the six month period.

2. We further conclude that based on the aforestated findings of fact, that such an extension of time is warranted in the present case.

3. We conclude that it is appropriate to extend the due date for the issuance of the Final Order in the present case from June 11, 2004, to June 16, 2004.

IT IS THEREFORE ORDERED THAT:

1. The period prescribed by the Scheduling Order in this matter and S.C. Code Ann. Section 58-5-240(C), under which a Final Order in this case was due not later than June 11, 2004, is extended for a period of five (5) days under the authority of S.C. Code Ann. Section 58-5-240(D).

2. A Final Order in this matter shall be issued by the Commission not later than the close of business on June 16, 2004.

3. This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

/s/
Mignon L. Clyburn, Chairman

ATTEST:

/s/
Bruce F. Duke, Executive Director

(SEAL)